

TWENTIETH DAY.

(Tuesday, February 5, 1929.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Kayton.
Ackerman.	Keeton.
Adkins.	Keller.
Albritton.	Kemble.
Anderson.	Kennedy.
Avis.	Kenyon.
Baker.	Kincaid.
Baldwin.	King.
Barnett.	Kinnear.
Bateman.	Land.
Beck.	Lee.
Bond.	Lemens.
Bounds.	Long of Houston.
Bradley.	Long of Wichita.
Brice.	Loy.
Brooks.	Mankin.
Carpenter.	Martin.
Chastain.	Mauritz.
Coltrin.	Maynard.
Conway.	McCombs.
Cox of Lamar.	McDonald.
Cox of Limestone.	McGill.
Cox of Navarro.	McKean.
Davis.	Minor.
DeWolfe.	Mehl.
Dunlap.	Metcalfe.
Duvall.	Montgomery.
Enderby.	Moore.
Ewing.	Morse.
Eickenroht.	Mosely.
Finlay.	Mullally.
Forbes.	Murphy.
Gerron.	Negley.
Gilbert.	Nicholson.
Giles.	Olsen.
Graves of Erath.	O'Neill.
Graves	Palmer.
of Williamson.	Patterson.
Hardy.	Pavlica.
Harding.	Petsch.
Harman.	Pool.
Harper.	Pope of Jones.
Harrison.	Pope of Nueces.
Heaton.	Purl.
Hefley.	Quinn.
Hines.	Ray.
Hogg.	Reader.
Holder.	Reid.
Hopkins.	Renfro.
Hornaday.	Richardson.
Hubbard.	Rogers.
Jenkins.	Rountree.
Johnson	Sanders.
of Dimmit.	Savage.
Johnson of Smith.	Shaver.
Johnson of Scurry.	Shelton.
Justiss.	Sherrill.

Shipman.	Veatch.
Simmons.	Waddell.
Sinks.	Wallace.
Snelgrove.	Walters.
Speck.	Warwick.
Stephens.	Webb.
Storey.	Westbrook.
Strong.	White.
Tarwater.	Wiggs.
Thompson.	Williams
Thurmond.	of Travis.
Tillotson.	Woodall.
Turner.	Woodruff.
Van Zandt.	Young.

Absent.

Fuchs.	Stevenson.
Gates.	

Absent—Excused.

Acker.	Williams
Finn.	of Hardin.
Jones.	Williams
Prendergast.	of Sabine.
Smith.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Smith for today, on motion of Mr. Olsen.

Mr. Jones for today, on motion of Mr. Lemens.

Mr. Finn for today and the balance of the week, on motion of Mr. Thurmond.

Mr. Prendergast for today, on motion of Mr. Hines.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Hornaday:

H. B. No. 574, A bill to be entitled "An Act to amend Article 2372 of Title 44, Revised Civil Statutes of Texas of 1925, providing for pay of court interpreters and prescribing such."

Referred to Committee on Counties.

By Mr. Woodruff:

H. B. No. 575, A bill to be entitled "An Act amending Article 927 of the Penal Code of the State of Texas as recodified and adopted at the Regular

Session of the Thirty-ninth Legislature, 1925, relating to the manner and means of catching fish in certain rivers, creeks, lakes, bayous, pools, lagoons and tanks in this State."

Referred to Committee on Game and Fisheries.

By Mr. Woodruff:

H. B. No. 576, A bill to be entitled "An Act to regulate the catching of fish in the rivers and streams of Wise county, Texas; providing the manner in which fish may be caught; declaring an open season on catching of fish of all kinds."

Referred to Committee on Game and Fisheries.

By Mr. Morse:

H. B. No. 577, A bill to be entitled "An Act conferring upon all cities and towns in Texas and conferring upon all independent school districts having 150 scholastics or more, the right and power by the exercise of the right of eminent domain to acquire the fee simple title to real property, for the purpose of supplying playgrounds, sites upon which to build school houses, and for such other purposes as may be necessary for such schools."

Referred to Judiciary Committee.

By Mr. Wallace:

H. B. No. 578, A bill to be entitled "An Act to amend Chapter 237, General and Special Laws passed by the Fortieth Legislature, amended to hereafter read as follows: 'An Act regulating tuition, fees and charges at State educational institutions.'"

Referred to Committee on Education.

By Mr. William of Travis.

H. B. No. 579, A bill to be entitled "An Act to change the name of the Criminal District Court of Travis county, to fix and define the jurisdiction of the Fifty-third District Court and said Criminal District Court with its name changed, to fix the terms in each of said courts."

Referred to Committee on Judicial Districts.

By Mr. Murphy:

H. B. No. 580, A bill to be entitled "An Act to amend Chapter 14, Local and Special Laws enacted by the Thirty-fifth Legislature at its Third Called Session, in 1917, as amended by Chapter 65, Local and Special Laws enacted by the

Thirty-sixth Legislature at its Regular Session in 1919, same being a special road law for Trinity county, Texas, by adding thereto a new Section 33-A, authorizing the commissioners court of Trinity county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes and to levy a tax in payment thereof."

Referred to Committee on Highways and Motor Traffic.

By Mr. Graves of Williamson:

H. B. No. 581, A bill to be entitled "An Act to allow the trial in any criminal cause to proceed in the absence of the defendant, provided such absence is willful and voluntary upon the part of the defendant, and amending Article 580 of the Code of Criminal Procedure of Texas as revised in 1925."

Referred to Committee on Criminal Jurisprudence.

By Mr. Hubbard and Mr. Beck:

H. B. No. 582, A bill to be entitled "An Act relating to the issuance and use by manufacturers and dealers of demonstration number plates on motor vehicles; providing for the use on new vehicles of cardboard numbers issued by manufacturers or dealers under certain prescribed conditions."

Referred to Committee on Highways and Motor Traffic.

By Mr. Hubbard and Mr. Beck:

H. B. No. 583, A bill to be entitled "An Act to amend Articles 833 and 834 of the Penal Code of the State of Texas for 1925, so as to give the State Highway Commission authority to forbid the use of roads and bridges under certain circumstances."

Referred to Committee on Highways and Motor Traffic.

By Mr. Gilbert and Mr. Chastain:

H. B. No. 584, A bill to be entitled "An Act validating all orders, judgments, and proceedings of the County Court at Law for Eastland county."

Referred to Judiciary Committee.

By Mr. Duvall:

H. B. No. 585, A bill to be entitled "An Act to prohibit any person from receiving or collecting interest in excess of ten per cent per annum and fixing penalties for violation thereof."

Referred to Committee on Criminal Jurisprudence.

By Mr. Duvall:

H. B. No. 586, A bill to be entitled "An Act to amend Article 1269 of Chapter 1, Title 16 of the Penal Code of the State of Texas, of 1925, relating to libel of persons by adding thereto another article to be known as Article 1269b, to prohibit the use of any radio station for making, uttering, transmitting, or broadcasting any statement or statements advocating the boycotting of any business interest."

Referred to Committee on Criminal Jurisprudence.

By Mr. Tarwater:

H. B. No. 587, A bill to be entitled "An Act to provide a mechanic's lien on any vehicle, automobile, machinery, farm implement or tool which has been repaired, altered, or its value in any way enhanced by any person, artisan or mechanic where he has parted with the possession thereof; providing manner and time for fixing said lien."

Referred to Judiciary Committee.

By Mr. Thurmond:

H. B. No. 588, A bill to be entitled "An Act amending subdivision 63 of Article 199, Title 8, Revised Civil Statutes of Texas of 1925, and providing for an additional term of court for Val Verde county."

Referred to Committee on Judicial Districts.

By Mr. Dunlap:

H. B. No. 589, A bill to be entitled "An Act creating and establishing Starr county water control and improvement district No. 1, in Starr county, Texas, under Section 59 of Article 16 of the Constitution of the State of Texas, for the purpose of the control, storing, preservation and distribution of its waters and flood waters, the waters of its streams and rivers, for irrigation, power and all other useful purposes, the reclamation and irrigation of its arid, semi-arid and other lands needing irrigation, the reclamation and drainage of its overflowed lands and other lands needing drainage, the conservation and development of its forest, water and hydro-electric power, and the preservation and conservation of all such natural resources of the district, and with the powers, authority, rights, privileges and functions conferred in this act and those provided and set out in Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session and acts amendatory

thereof now in force or which may hereafter be passed."

Referred to Committee on Conservation and Reclamation.

By Mr. Baldwin:

H. B. No. 590, A bill to be entitled "An Act amending Article 5960, Title 99, requiring that all notaries public in the State of Texas shall have their names engraved upon their seals of office."

Referred to Judiciary Committee.

By Mr. Turner and Mr. Long:

H. B. No. 591, A bill to be entitled "An Act providing for the compensation of certain employees of the State penitentiary system."

Referred to Committee on Penitentiaries.

By Mr. Beck, Mr. Hubbard and Mr. Murphy:

H. B. No. 592, A bill to be entitled "An Act to amend Article 1435 of the Penal Code of Texas, 1925, as amended by Chapter 77, General and Special Laws of the First Called Session of the Fortieth Legislature, and Article 1435 of the Penal Code of Texas, 1911, relating to the transfer of second-hand or used vehicles and the recording of said transfers."

Referred to Committee on Highways and Motor Traffic.

By Mr. Beck, Mr. Hubbard and Mr. Murphy:

H. B. No. 593, A bill to be entitled "An Act further regulating the operation of vehicles on the public highways, limiting the size and weight of vehicles and loads permitted on any public highway."

Referred to Committee on Highways and Motor Traffic.

By Mr. Giles and Mr. Williams of Travis:

H. B. No. 594, A bill to be entitled "An Act granting to the city of Austin the north half of block ninety-four (94) in said city and authorizing the Colored Methodist Episcopal Church of Austin, known as the Wesley Chapel, to convey or sell same to said city."

Referred to Committee on Municipal and Private Corporations.

By Mr. Hardy:

H. B. No. 595, A bill to be entitled "An Act amending Chapter 4, Title 5,

Code of Criminal Procedure of Texas, 1925, by adding thereto Articles 271-A and 271-B, authorizing certain corporations to execute bail bonds and recognizances, prescribing certain requisites to the execution of such bonds and recognizances."

Referred to Committee on Criminal Jurisprudence.

By Mr. Duvall, Mr. Kemble, Mr. Beck and Mr. Patterson:

H. B. No. 596, A bill to be entitled "An Act providing for a civil service commission in certain counties for certain offices and providing for competitive examinations, and providing for a board of appeals, designating the members of the commission and providing for a secretary and fixing their salaries and the manner of payment thereof."

Referred to Committee on State Affairs.

By Mr. Anderson and Mr. Kayton:

H. B. No. 597, A bill to be entitled "An Act conferring upon corporations engaged in the business of supplying energy or gas, or either, to the public the right to set their poles, piers, abutments, wires, pipe lines, manholes and other fixtures in, along, upon, across and under any of the public roads, streets or waters of this State."

Referred to Committee on Highways and Motor Traffic.

By Mr. Bond:

H. B. No. 598, A bill to be entitled "An Act making it unlawful for any person or persons to go on the premises or plantation of any citizen of the State of Texas in the night time or between sunset and sunrise and move, or assist in moving, any laborer or tenant or the effects or property of any laborer or tenant therefrom, without consent of the owner or proprietor thereof, other than in the discharge of a civil or military order."

Referred to Committee on Criminal Jurisprudence.

By Mr. McCombs:

H. B. No. 599, A bill to be entitled "An Act amending Article 842 of the Revised Civil Statutes of 1925, including stocks issued by joint stock land banks as lawful investments for all funds which may be lawfully invested by guardians, administrators, trustees and receivers and savings departments of banks incorporated under the laws of Texas for banks, savings banks and

trust companies chartered under the laws of Texas."

Referred to Committee on Banks and Banking.

By Mr. McCombs:

H. B. No. 600, A bill to be entitled "An Act amending Article 4705 of the Revised Civil Statutes of 1925, designating the securities in which the capital stock of insurance companies may be invested."

Referred to Committee on Insurance.

By Mr. Williams of Travis:

H. B. No. 601, A bill to be entitled "An Act providing for a State occupation tax to be paid by every person, firm or corporation, not now subject to occupation tax, operating three or more stores selling in intrastate commerce in the State, at retail, goods, wares or merchandise, and also authorizing every county and every incorporated city or town in which such person, firm or corporation operates to levy not to exceed one-half the occupation tax herein levied for the State."

Referred to Committee on Revenue and Taxation.

By Mr. Graves of Williamson:

H. B. No. 602, A bill to be entitled "An Act relating to the State penitentiary and the State prison system; increasing the duties, powers and functions of the Texas Prison Board; providing for the reorganization of the prison system; making provision for the sale of the prison farms and the centralization of the Texas prison system; providing for a board for the valuation and sale of the present prison properties, and for a board for the selection of the location for the centralization of the system."

Referred to Committee on Penitentiaries.

By Mr. Anderson and Mr. Kayton:

H. B. No. 603, A bill to be entitled "An Act granting reciprocal exemptions from the payment of registrations or license fees on automobiles and motor vehicles owned by non-residents of the State of Texas in cases in which exemption from payment of such fees are granted by the foreign country, State, Territory or Federal district of the residence of such non-resident; and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Johnson of Dimmit, Senate bills Nos. 118, 119, 120, 121 and 124 were ordered not printed.

On motion of Mr. Dunlap, House bill No. 535 was ordered not printed.

On motion of Mr. Hefley, House bill No. 406 was ordered not printed.

On motion of Mr. Harman, Senate bill No. 35 was ordered not printed.

On motion of Mr. McGill, Senate bill No. 150 was ordered not printed.

SPECIAL ORDER SET.

The House resumed consideration of pending business, same being a motion by Mr. Young that Senate bill No. 150 be set as a special order for 11 o'clock a. m. next Wednesday, with motion by Mr. Quinn to table the motion to set the bill as a special order, pending.

Mr. Quinn withdrew the motion to table.

Mr. Young then moved that the bill be set as a special order for 2 o'clock p. m. next Thursday.

The motion prevailed.

COMMUNICATION FROM HON. H. J. CURETON.

On motion of Mr. Lemens the following communication was ordered printed in the Journal:

Meridian, Texas, January 24, 1929.

Hon. Carl C. Hardin, State Senator;
Hon. Vernon Lemens, Austin, Texas.

Gentlemen: I enclose formal invitation signed by the official citizens committee inviting the Legislature to inspect our school property here. I do not know whether the Legislature would consider it proper or not, but our committee would be glad to pay the expense of the committee of inspection, if the Legislature thinks proper to allow them to do so.

With kindest personal regards to both of you, I am

Sincerely yours,

H. J. CURETON.

RELATING TO COLLEGE AT MERIDIAN.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 14, Relating to Meridian College.

Whereas, The citizens of Meridian, Bosque county, Texas, have asked the Legislature to appoint a committee to

investigate the wisdom of establishing a college in their city; and

Whereas, There appears to be great merit in the proposal of the citizens of Meridian; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That a committee of twelve be appointed, five to be appointed from the Senate and seven from the House of Representatives to investigate the proposal; be it further

Resolved, That said committee shall make such investigation at a time when the Legislature is not in session and that no expense be incurred against the State of Texas; be it further

Resolved, That the committee hereby authorized shall file a report of its finding with the Regular Session of the Forty-first Legislature.

The resolution was read second time and was lost.

REQUESTING GOVERNOR MOODY TO FURNISH CERTAIN INFORMATION TO THE HOUSE.

Mr. Hines offered the following resolution:

Whereas, Governor Dan Moody has stated to the Legislature of Texas, both verbally and by message, that there was functioning several State boards and commissions which might be abolished without detriment to the State service, or could be consolidated; and

Whereas, Governor Moody has heretofore refrained from mentioning by name such boards and commissions which could be abolished or consolidated; therefore, be it

Resolved, That it is the request of the Forty-first Legislature that Governor Moody furnish to the members of this House the names of all such boards and commissions, together with recommendation.

Signed—Hines, Kennedy, Albritton.

The resolution was read second time and was adopted.

RELATING TO HOUSE BILL NO. 142.

On motion of Mr. King, unanimous consent was given the Engrossing Clerk to amend the caption of House bill No. 142 to conform with amendments to the body of bill.

TO COMMEND SECRETARY OF AGRICULTURE FOR CERTAIN ACTION.

Mr. Stevenson offered the following resolution:

Whereas, The Department of Agricul-

ture has been and is now engaged on a program of rodent control which contemplates a vigorous prosecution of such work over a period of ten years; and

Whereas, The work heretofore done by said department in the eradication of rodent pests has been followed by a marked decrease in the number of ground squirrels, prairie dogs, jack rabbits, pocket gophers, woodchucks, porcupines, house and field mice, wood rats, kangaroo rats, brown rats, and moles and other rodent pests in the sections covered, with a corresponding decrease in the losses from the destructive operations of such rodent pests; and

Whereas, Reports from farmers and stock men in this State indicate that on many farms and ranches, especially where funds have permitted concentration of the control work on areas of advanced infestation, the former heavy annual losses have become negligible or have been entirely eliminated; and

Whereas, The success thus far attained with limited resources is strong indication of the efficient control that could be expected if the trained forces of hunters and trappers working in this State under trained leadership were fully equipped to carry out a control program extending over a ten-year period; and

Whereas, The present allotment of Federal funds for this work in Texas is about fifteen thousand (\$15,000) dollars annually, and the Department of Agriculture has estimated that the funds needed annually for said work amount to approximately forty-nine thousand (\$49,000) dollars; now, therefore, be it

Resolved by the House of Representatives of the Forty-first Legislature of the State of Texas, That the Secretary of Agriculture be commended for his forward looking policy on the subject of rodent control, and that we heartily endorse his request to Congress for sufficient appropriation to enable him to carry out his ten-year program looking to the eradication of rodent pests, and we especially concur in the requested allotment of forty-nine thousand (\$49,000) dollars annually for this work in Texas; and be it further

Resolved, That a copy of this resolution be immediately furnished to each Senator and each member of Congress from Texas.

Signed—Stevenson, Metcalfe.

The resolution was read second time.

Mr. Purl moved that the resolution be referred to the Committee on Agriculture.

Mr. Metcalfe moved to table the motion to refer the resolution.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—34.

Adkins.	Metcalfe.
Baldwin.	Pavlica.
Bounds.	Pool.
Carpenter.	Pope of Jones.
Enderby.	Reid.
Finlay.	Renfro.
Graves of Erath.	Savage.
Harman.	Shaver.
Johnson	Storey.
of Dimmit.	Strong.
Johnson of Smith.	Thurmond.
Johnson of Scurry.	Van Zandt.
Justiss.	Webb.
Kincaid.	White.
Kinnear.	Wiggs.
McGill.	Woodall.
McKean.	Young.
Mehl.	

Nays—68.

Ackerman.	Maynard.
Albritton.	McCombs.
Avis.	McDonald.
Baker.	Morse.
Beck.	Mosely.
Bradley.	Murphy.
Brice.	Negley.
Brooks.	O'Neill.
Chastain.	Palmer.
Coltrin.	Patterson.
Conway.	Pope of Nueces.
Cox of Navarro.	Purl.
Cox of Lamar.	Ray.
Cox of Limestone.	Reader.
Davis.	Richardson.
DeWolfe.	Rountree.
Dunlap.	Sanders.
Forbes.	Sherrill.
Gilbert.	Shipman.
Giles.	Sinks.
Hardy.	Snelgrove.
Harper.	Speck.
Hefley.	Stephens.
Hogg.	Tarwater.
Hubbard.	Thompson.
Jenkins.	Turner.
Kayton.	Veatch.
Keeton.	Wallace.
Keller.	Walters.
Kennedy.	Warwick.
Kenyon.	Westbrook.
Lemens.	Williams
Long of Houston.	of Travis.
Loy.	Woodruff.
Martin.	

Present—Not Voting.

Bateman.	Harrison.
Ewing.	Heaton.

Land.	Quinn.
Moore.	Shelton.
	Absent.
Anderson.	King.
Barnett.	Lee.
Bond.	Long of Wichita.
Duvall.	Mankin.
Eickenroht.	Mauritz.
Fuchs.	Minor.
Gates.	Montgomery.
Gerron.	Mullally.
Graves	Nicholson.
of Williamson.	Olsen.
Harding.	Petsch.
Hines.	Rogers.
Holder.	Simmons.
Hopkins.	Stevenson.
Hornaday.	Tillotson.
Kemble.	Waddell.

Absent—Excused.

Acker.	Williams
Finn.	of Hardin.
Jones.	Williams
Prendergast.	of Sabine.
Smith.	

Question then recurring on the motion by Mr. Purl, it prevailed.

HOUSE CONCURRENT RESOLUTION NO. 11 WITH SENATE AMENDMENTS.

The Speaker laid before the House, for consideration at this time,

H. C. R. No. 11, Providing for Legislative Manual, with Senate amendments.

The Speaker laid the resolution before the House and the Senate amendments were read.

On motion of Mr. Davis the House concurred in the Senate amendments.

RELATING TO BOUNDARY LINE BETWEEN TEXAS AND OKLAHOMA.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 19, Relating to boundary dispute.

Concurrent resolution authorizing and directing the President of the Senate and the Speaker of the House to appoint a joint committee to be composed of three members of the Senate and five members of the House, which committee is authorized and directed to confer with a like committee to be appointed by the Legislature of the State of Oklahoma, to inspect a strip of land that in all probability will be awarded to the State of Texas by a

decree of the Supreme Court of the United States in a case styled Oklahoma vs. Texas, filed December 8, 1919, and to confer with the State of Oklahoma with the view to settling and adjusting property rights of persons affected by the decree of said court, and to make such recommendations to the Legislature as they may deem wise and proper for the solution of this controversy; and to provide for the payment of the expenses of said committee.

Whereas, On the 8th of December, 1919, the State of Oklahoma filed an original action in the Supreme Court of the United States against the State of Texas to have determined and located the true and correct eastern boundary of the Panhandle of Texas and the main western boundary of the State of Oklahoma; and

Whereas, As the final adjudication of the issue raised in said mentioned case, the Supreme Court of the United States has decreed the following:

"The boundary between the State of Texas and the State of Oklahoma, constituting the eastern boundary of the Panhandle of Texas and the main western boundary of Oklahoma, is the line of the true one-hundredth meridian of longitude west from Greenwich, extending north from the intersection with the south bank of the South Fork of Red River to its intersection with the northern boundary line of the State of Texas, as surveyed and marked upon the ground of John H. Clark, United States Commissioner, under the Act of June 5, 1858, Chapter 92, or with a line running due east from the eastern terminus of the Clark survey if it is west of the meridian"; and

Whereas, The said Supreme Court of the United States has appointed a commissioner to run, locate and mark the true and correct boundary line between the said State of Texas and the said State of Oklahoma, and to establish permanent monuments along such boundary at appropriate distances, and to submit a report thereon to the court; and

Whereas, The line declared by said Supreme Court to be the true and correct boundary between Texas and Oklahoma is located to the east of the line heretofore presumed to be the eastern Texas and western Oklahoma; and

Whereas, Such new location of such boundary line has, or will, upon the approval of the report of the said locating commissioner, remove a tract of land heretofore presumed to be a part of the

said State of Oklahoma and place same in the said State of Texas; and

Whereas, The United States never owned or assumed to possess the title to any of the public land of the said State of Texas; and

Whereas, The United States has heretofore presumed to own and did assume possession and has made disposition of most, if not all, the said land heretofore presumed to be in the said State of Oklahoma and affected by the said decision of the Supreme Court; and

Whereas, In the exercise of the presumed ownership and undisputed possession of said land the said Supreme Court of the United States, in its opinion, *Oklahoma against Texas* (1926, 272 United States 21, page 38) said that it appeared that "prior to May 3, 1920, the United States had disposed of approximately twenty thousand, six hundred and fifty-seven acres in the strip in dispute by patents issued on homestead entries and public sales, for which it had collected approximately \$8026; that approximately three thousand one hundred and eighteen acres had been included in the school and university grants to Oklahoma; and that there were then three hundred and eighteen acres in pending entries, leaving, it was estimated, one hundred and eighteen acres of vacant land"; and

Whereas, According to the record made and pursuant to the approval of the Supreme Court of the final report of the locating commissioner, it is now evident that a number of persons, with titles to such land possessions, based upon patents issued by the United States or by the said State of Oklahoma, will find that their residences and land possessions will have been transferred from said State of Oklahoma to the said State of Texas; and

Whereas, All persons affected by the final action of the Supreme Court will find numerous complications surrounding their land titles inasmuch as the disputed strip has at all times comprised portions of various political subdivisions of the State of Oklahoma and is encumbered by bonds issued by school districts, townships and counties, and is also encumbered by mortgages securing purchase money and money borrowed from various and sundry individuals, and for money borrowed from the School Land Department of the State of Oklahoma, all of which render it difficult to properly adjust the equities and property rights of all persons interested in the property involved; and

Whereas, To the end that persons now residing on, in possession of, or owning the land, as well as all lien holders, affected and to be affected by the final action of the Supreme Court may be properly and equitably protected in their vested interests in such land, and to the further end that the United States, the State of Texas and the State of Oklahoma may be permitted to assume proper obligations and to receive proper remuneration; therefore, be it

Resolved, by the Senate and House of Representatives of the Forty-first Legislature of the State of Texas, That the President of the Senate and the Speaker of the House be authorized to appoint a committee of three members of the Senate and five members of the House as a joint committee to confer with a like committee to be appointed by the Legislature of the State of Oklahoma, which said committees are hereby authorized and directed at as early a date as practicable to investigate the matter hereinabove involved and, if necessary, to view the land for the purpose of trying to adjust the matter and make such recommendations back to the Legislature of the State of Texas with reference to a final disposition of the matter as said committee may deem in their judgment wise and proper for the best interests in the premises; be it further

Resolved, That all necessary expenses incurred by the committee in visiting said territory shall be paid out of the contingent legislative fund of the State of Texas on claims properly approved by the presiding officer of the respective houses.

The resolution was read second time and was adopted.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 127, "An Act to create the 111th Judicial District of Texas and to give such court concurrent jurisdiction with the district court of Webb county, Texas, in and for the Forty-ninth Judicial District of Texas, in all civil and criminal cases; to provide a clerk for said courts and the transfer to said 111th district court of certain cases now pending in the Forty-ninth District Court."

HOUSE BILL NO. 354 WITH SENATE AMENDMENTS.

Mr. Wallace called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 354. A bill to be entitled "An Act making certain emergency appropriations out of the general revenue of the State for the several institutions and departments of the State government, as named herein, for the balance of the fiscal year ending August 31, 1929, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Wallace, the House concurred in the Senate amendments by the following vote:

Yeas—100.

Mr. Speaker.	King.
Adkins.	Kinnear.
Ackerman.	Land.
Avis.	Loy.
Baker.	Mauritz.
Bateman.	McCombs.
Beck.	McDonald.
Bond.	McGill.
Bounds.	McKean.
Bradley.	Mehl.
Brice.	Metcalfe.
Brooks.	Montgomery.
Carpenter.	Moore.
Chastain.	Morse.
Coltrin.	Mosely.
Conway.	Mullally.
Cox of Navarro.	Murphy.
Cox of Limestone.	Negley.
DeWolfe.	Olsen.
Dunlap.	O'Neill.
Duvall.	Patterson.
Enderby.	Pavlica.
Ewing.	Pool.
Eickenroht.	Pope of Jones.
Forbes.	Pope of Nueces.
Gerron.	Purl.
Giles.	Quinn.
Graves of Erath.	Ray.
Hardy.	Reader.
Harper.	Reid.
Harrison.	Renfro.
Heaton.	Richardson.
Hefley.	Rogers.
Hogg.	Rountree.
Holder.	Sanders.
Hubbard.	Savage.
Johnson.	Shaver.
of Dimmit.	Shelton.
Johnson of Smith.	Shipman.
Johnson of Scurry.	Simmons.
Justiss.	Speck.
Kemble.	Stephens.
Kenyon.	Storey.

Strong.
Tarwater.
Thompson.
Thurmond.
Turner.
Veatch.
Waddell.
Wallace.

Walters.
Warwick.
Webb.
White.
Woodall.
Woodruff.
Young.

Nays—3.

Albritton.
Kennedy.

Snelgrove.

Present—Not Voting.

Anderson.
Jenkins.

Maynard.

Absent.

Baldwin.
Barnett.
Cox of Lamar.
Davis.
Finlay.
Fuchs.
Gates.
Gilbert.
Graves
of Williamson.
Harding.
Harman.
Hines.
Hopkins.
Hornaday.
Kayton.
Keeton.
Keller.
Kincaid.

Lee.
Lemens.
Long of Houston.
Long of Wichita.
Mankin.
Martin.
Minor.
Nicholson.
Palmer.
Petsch.
Sherrill.
Sinks.
Stevenson.
Tillotson.
Van Zandt.
Westbrook.
Wiggs.
Williams
of Travis.

Absent—Excused.

Acker.
Finn.
Jones.
Prendergast.
Smith.

Williams
of Hardin.
Williams
of Sabine.

Mr. McCombs moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and a quorum announced present.

On motion of Mr. Purl, the Sergeant-at-Arms was instructed to bring in all absent members within the city except those who are ill and those absent on special committees.

HOUSE JOINT RESOLUTION NO. 6 ON SECOND READING.

The Speaker laid before the House, on its second reading,

H. J. R. No. 6, Proposing an amendment to the Constitution of the State of Texas, providing for a Supreme Court of nine members and for continuous sessions of that court.

The resolution was read second time.

Mr. Storey offered the following (committee) amendment to the resolution:

Amend H. J. R. No. 6 by striking out all after the enacting clause and insert in lieu thereof the following:

Section 1. That Sections 2 and 3 of Article V of the Constitution of the State of Texas be amended so as to hereafter read as follows:

Article V, Section 2.

The Supreme Court shall consist of a chief justice and eight associate justices, any five of whom shall constitute a quorum, and the concurrence of five shall be necessary to a decision of a case; in other matters, until otherwise provided by law, the jurisdiction of the court shall be exercised under such regulations and orders as the court, by a majority vote, may prescribe. No person shall be eligible to the office of chief justice or associate justice of the Supreme Court unless he be, at the time of his election, a citizen of the United States and of this State and unless he shall have attained the age of thirty years, and shall have been a practicing lawyer, or a judge of a court, or such lawyer and judge together, at least seven years. Such chief justice and associate justices shall be elected by the qualified voters of the State at a general election, shall hold their offices six years, or until their successors are elected and qualified, and shall receive such compensation as may be provided by law. In case of a vacancy in the office of the chief justice of the Supreme Court, the Governor shall fill the vacancy until the next general election for State officers, and at such general election the vacancy for the unexpired term shall be filled by election by the qualified voters of the State. The judges of the Supreme Court who may be in office at the time this amendment takes effect shall continue in office until the expiration of their term of office under the present Constitution, and until their successors are elected and qualified. When this amendment takes effect, the Governor shall immediately

appoint six additional associate justices of the Supreme Court for terms of office so that the terms of two such appointed associate justices shall expire with the term of office of each of the present members of the Supreme Court and, upon the qualification of such new justices, the Commission of Appeals of the State of Texas shall terminate.

Article V, Section 3.

The Supreme Court shall have appellate jurisdiction only except as herein specified, which shall be co-extensive with the limits of the State. Its appellate jurisdiction shall extend to questions of law arising in cases of which the Courts of Civil Appeals have appellate jurisdiction under such restrictions and regulations as the Legislature may prescribe. Until otherwise provided by law, the appellate jurisdiction of the Supreme Court shall extend to questions of law arising in the cases in the Courts of Civil Appeals in which the judges of any Court of Civil Appeals may disagree or where the several Courts of Civil Appeals may hold differently on the same question of law, or where a statute of the State is held void, and shall extend to such other questions as may be within the court's appellate jurisdiction under the statutes of the State in force when this amendment takes effect. The Supreme Court and the justices thereof shall have power to issue writs of habeas corpus, as may be prescribed by law, and under such regulations as may be prescribed by law the said court and the justices thereof may issue the writs of mandamus, procedendo, certiorari and such other writs as may be necessary to enforce its jurisdiction. The Legislature may confer original jurisdiction on the Supreme Court to issue writs of quo warranto and mandamus in such cases as may be specified, except as against the Governor of the State.

The Supreme Court shall also have power, upon affidavit or otherwise as by the court may be determined, to ascertain such matters of fact as may be necessary to the proper exercise of its jurisdiction. The Supreme Court shall be open at all times, and shall sit at the State Capitol for the transaction of business at such times as may be designated by the court.

The Supreme Court shall appoint a clerk, who shall give bond in such manner as is now or may hereafter be required by law, and he may hold his office for four years, and shall be sub-

ject to removal by said court for good cause entered of record on the minutes of said court, who shall receive such compensation as the Legislature may provide.

Sec. 2. Said proposed constitutional amendment shall be submitted to a vote of the qualified electors of this State at a special election to be held throughout the State on the fourteenth day of May, the same being the second Tuesday in May, A. D. 1929, at which election each voter opposing said proposed amendment shall scratch off of the ballot with a pen or pencil the following words printed on said ballot: "For the amendment to the State Constitution providing for a Supreme Court of nine members, and for continuous session of that court," and each voter favoring said proposed amendment shall scratch off of the ballot in the same manner the following words printed on said ballot: "Against the amendment to the State Constitution providing for a Supreme Court of nine members, and for continuous session of that court." If it appears from the returns of said election that a majority of the votes cast are in favor of said amendment, the same shall become a part of the State Constitution.

Sec. 3. The Governor shall issue the necessary proclamation for said election and have the same published, and said election held as provided by the Constitution and laws of this State.

Sec. 4. The sum of five thousand (\$5000) dollars, or so much thereof as may be necessary, is hereby appropriated out of the State Treasury to pay for the expenses of said publication and election.

(Mr. Quinn in the chair.)

Mr. Pope of Jones offered the following amendment to the amendment:

Amend House joint resolution No. 6, committee amendment No. 1, page 6, line 3, after the word "State," to read as follows, "on the first Tuesday after the first Monday in November, 1930."

(Speaker in the chair.)

Mr. Hardy offered the following substitute for the amendment to the amendment:

Amend the amendment to House joint resolution No. 6 by striking out words "14th day of May, 1929, the same being the second Tuesday in May, A. D. 1929," and insert in lieu thereof "Tuesday, July 16th, 1929."

Mr. Pope of Jones moved to table the substitute amendment.

The motion to table was lost.

Question recurring on the substitute amendment by Mr. Hardy, it was adopted.

The amendment as substituted was then adopted.

The committee amendment as amended was then adopted.

House joint resolution No. 6 was then passed by the following vote:

Yeas—118.

Mr. Speaker.	Lee.
Ackerman.	Long of Houston.
Albritton.	Loy.
Anderson.	Mankin.
Avis.	Martin.
Baker.	Mauritz.
Baldwin.	Maynard.
Bateman.	McCombs.
Beck.	McDonald.
Bond.	McGill.
Bounds.	McKean.
Bradley.	Mehl.
Brice.	Metcalfe.
Brooks.	Minor.
Carpenter.	Montgomery.
Chastain.	Moore.
Coltrin.	Morse.
Conway.	Mosely.
Cox of Navarro.	Mullally.
Cox of Lamar.	Murphy.
Cox of Limestone.	Negley.
Davis.	Olsen.
DeWolfe.	O'Neill.
Dunlap.	Palmer.
Duvall.	Pavlica.
Enderby.	Petsch.
Ewing.	Pool.
Eickenroht.	Pope of Jones.
Finlay.	Pope of Nueces.
Gilbert.	Purl.
Graves	Quinn.
of Williamson.	Ray.
Hardy.	Reader.
Harding.	Reid.
Harman.	Renfro.
Harper.	Richardson.
Harrison.	Rogers.
Heaton.	Rountree.
Hefley.	Sanders.
Holder.	Savage.
Hopkins.	Shaver.
Hornaday.	Shelton.
Hubbard.	Sherrill.
Johnson	Shipman.
of Dimmit.	Simmons.
Johnson of Smith.	Sinks.
Johnson of Scurry.	Snelgrove.
Justiss.	Speck.
Keeton.	Stephens.
Keller.	Storey.
Kemble.	Strong.
Kennedy.	Tarwater.
King.	Thompson.
Kinnear.	Tillotson.
Land.	Turner.

Veatch.	Westbrook.
Waddell.	White.
Wallace.	Williams
Walters.	of Travis.
Warwick.	Woodruff.
Webb.	

Nays—6.

Forbes.	Jenkins.
Graves of Erath.	Stevenson.
Hines.	Woodall.

Present—Not Voting.

Kincaid.	Wiggs.
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Absent.

Adkins.	Kenyon.
Barnett.	Lemens.
Fuchs.	Long of Wichita.
Gates.	Nicholson.
Gerron.	Patterson.
Giles.	Thurmond.
Hogg.	Van Zandt.
Kayton.	Young.

Absent—Excused.

Acker.	Williams
Finn.	of Hardin.
Jones.	Williams
Prendergast.	of Sabine.
Smith.	

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 240, A bill to be entitled "An Act to create Cameron county drainage district No. 1, in Cameron county, Texas, defining its boundaries, validating and approving all orders made by the commissioners court of Cameron county in respect to the original organization and creation of said district as a drainage district under Article 3, Section 52, of the Constitution; converting said district, without change of name, to a conservation and reclamation district under Section 59 of Article 16 of the Constitution of the State of Texas; validating all assessments of taxes, the authorization, issuance and sale of bonds thereof, and providing for their payment, and issuance and sale of the bonds of said district by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said district; approving and validating all orders of

the commissioners court of said county and of the board of drainage commissioners of said district in respect to said district bonds and taxes, or certified copies thereof, and constituting all of such orders and their record legal evidence; providing that the management and control of said Cameron county drainage district No. 1 shall be by a board of three commissioners; that said drainage district created herein as a conservation and reclamation district shall be governed by the provisions of Section 59 of Article 16 of the Constitution and Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925; providing that the title to all property and rights in property now owned by Cameron county drainage district No. 1, including current and delinquent taxes, as it existed before the conversion herein, are vested in said district as herein converted, and that same shall be held and used under said provision of Section 59 of Article 16 of the State Constitution, and of Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925, as same now exists or may be hereafter amended; providing that the said Cameron county drainage district No. 1, as converted under Article 16, Section 59, shall assume and discharge all legal obligations, contracts and indebtedness lawfully created by Cameron county drainage district No. 1 before its conversion; providing that proof of publication of constitutional notice as required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act; and declaring an emergency."

S. B. No. 241, A bill to be entitled "An Act to create Cameron county drainage district number two (2), in Cameron county, Texas, defining its boundaries, validating and approving all orders made by the commissioners court of Cameron county in respect to the original organization and creation of said district as a drainage district under Article 3, Section 52, of the Constitution; converting said district, without change of name, to a conservation and reclamation district under Section 59 of Article 16 of the Constitution of the State of Texas; validating all assessments of taxes, the authorization, issuance and sale of bonds thereof, and providing for their payment, and the issuance and sale of the bonds of said district, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said district,

approving and validating all orders of the commissioners court of said county and of the board of drainage commissioners of said district in respect to said district bonds and taxes, or certified copies thereof, and constituting all such orders and their record legal evidence; providing that the management and control of said Cameron county drainage district No. 2 shall be by a board of three commissioners, and that said drainage district created herein as a conservation and reclamation district shall be governed by the provisions of Section 59 of Article 16 of the Constitution and Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925; providing that the title to all property and rights in property now owned by Cameron county drainage district No. 2, including current and delinquent taxes, as it existed before this conversion herein, are vested in said district as herein converted, and that same shall be held and used under said provision of Section 59 of Article 16 of the State Constitution and of Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925, as same now exists or may hereafter be amended; providing that the said Cameron county drainage district No. 2, as converted under Article 16, Section 59, shall assume and discharge all legal obligations, contracts and indebtedness lawfully created by Cameron county drainage district No. 2 before its conversion; providing that proof of publication of constitutional notice as required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act; and declaring an emergency."

S. B. No. 268, A bill to be entitled "An Act to fix the salary of the superintendent of public instruction in each county in Texas having a population of not less than 100,000 nor more than 150,000 according to the last Federal census; providing for office expenses in such counties; repealing all laws and parts of laws in conflict; and declaring an emergency."

S. B. No. 232, A bill to be entitled "An Act to amend Article 5302 of the Revised Civil Statutes of 1925, by adding thereto Article 5302a, providing that wherever the line or lines of any survey of land heretofore made cross a stream, or part thereof, and the lands or any part thereof covered by such survey lie within such streams or part thereof, and awards or patents to such surveys shall have been issued and outstanding for a period of five years from

the date thereof, and have not been cancelled or forfeited, the acts and decisions of the officers of this State in the issuance of such awards or patents shall be final and conclusive evidence that such surveys have been made in accordance with Section 5302 of the Revised Civil Statutes of 1925 and all prior enactments thereof; and declaring an emergency."

S. B. No. 257, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to accept and award all applications for the repurchase of public school land forfeited and re-appraised under Chapter 94, an act approved March 19, 1925, and as amended by Chapter 25, an act approved October 27, 1926, for which applications or the first payment therefor were filed in the Land Office after the expiration of the time allowed by law for the filing thereof, but for which applications and the first payment were so filed; such acceptance and award to be subject to existing rights and any third party who may have filed oil and applications thereon," with engrossed rider."

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HOUSE JOINT RESOLUTION NO. 7 ON SECOND READING.

The Speaker laid before the House, on its second reading,

H. J. R. No. 7, Proposing an amendment to Section 5 of Article 4 of the Constitution of the State of Texas, fixing the salary of the Governor; providing for its submission to the voters of the State of Texas as required by the Constitution, and making appropriation therefor.

The resolution was read second time.
Question—Shall the resolution be passed?

RECESS.

On motion of Mr. Pope of Jones, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

HOUSE JOINT RESOLUTION NO. 7 ON SECOND READING.

The House resumed consideration of pending business, same being House joint resolution No. 7, relating to the

salary of the Governor, on its second reading.

Mr. Hardy offered the following amendment to the resolution:

Amend House joint resolution No. 7 by inserting between lines 28 and 29 the following, "and those voters opposing said proposed amendment shall write or have printed on their ballots the words:"

The amendment was adopted.

Mr. Petsch offered the following (committee) amendment to the resolution:

Amend House joint resolution No. 7 to read "\$10,000" instead of "\$12,000."

Mr. Snelgrove offered the following substitute for the (committee) amendment:

Amend the committee amendment to House joint resolution No. 7, page 2, line 12, by striking out "\$10,000" and inserting in lieu thereof "\$8000."

Mr. Purl moved to table the substitute amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—64.

Ackerman.	Loy.
Adkins.	McCombs.
Bond.	McGill.
Bounds.	Mehl.
Chastain.	Minor.
Cox of Navarro.	Moore.
Cox of Limestone.	Morse.
DeWolfe.	Mullally.
Dunlap.	Negley.
Duvall.	Nicholson.
Ewing.	Olsen.
Eickenroht.	Palmer.
Gilbert.	Patterson.
Hardy.	Purl.
Harding.	Quinn.
Harman.	Ray.
Harrison.	Reader.
Hefley.	Reid.
Hogg.	Richardson.
Holder.	Sanders.
Hubbard.	Shaver.
Johnson	Simmons.
of Dimmit.	Speck.
Justiss.	Strong.
Kayton.	Thompson.
Keller.	Thurmond.
Kemble.	Tillotson.
Kenyon.	Turner.
Kinnear.	Waddell.
Lee.	Westbrook.
Long of Houston.	White.
Long of Wichita.	Woodruff.

Nays—62.

Albritton. Avis.

Baker.	McKean.
Baldwin.	Metcalfe.
Bateman.	Montgomery.
Bradley.	Mosely.
Brice.	Pavlica.
Brooks.	Petsch.
Carpenter.	Pool.
Coltrin.	Pope of Jones.
Cox of Lamar.	Pope of Nueces.
Davis.	Renfro.
Enderby.	Rogers.
Finlay.	Rountree.
Forbes.	Savage.
Giles.	Shelton.
Graves of Erath.	Sherrill.
Harper.	Shipman.
Heaton.	Sinks.
Jenkins.	Snelgrove.
Johnson of Smith.	Stephens.
Johnson of Scurry.	Stevenson.
Keeton.	Storey.
Kennedy.	Tarwater.
Kincaid.	Van Zandt.
King.	Veatch.
Land.	Walters.
Lemens.	Warwick.
Mankin.	Webb.
Martin.	Wiggs.
Mauritz.	Woodall.
McDonald.	Young.

Present—Not Voting.

Anderson.

Absent.

Barnett.	Hines.
Beck.	Hopkins.
Conway.	Hornaday.
Fuchs.	Maynard.
Gates.	Murphy.
Gerron.	O'Neill.
Graves	Williams
of Williamson.	of Travis.

Absent—Excused.

Acker.	Wallace.
Finn.	Williams
Jones.	of Sabine.
Prendergast.	Williams
Smith.	of Hardin.

Mr. Long of Houston moved the previous question on the pending amendment, and the main question was ordered.

Question first recurring on the amendment by Mr. Petsch, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—97.

Ackerman.	Baker.
Adkins.	Baldwin.
Anderson.	Bateman.

Beck.	McKean.
Bond.	Metcalfe.
Bradley.	Minor.
Chastain.	Montgomery.
Coltrin.	Moore.
Cox of Navarro.	Morse.
Cox of Limestone.	Mullally.
Davis.	Negley.
DeWolfe.	Nicholson.
Dunlap.	Olsen.
Duvall.	Palmer.
Enderby.	Patterson.
Ewing.	Pavlica.
Eickenroht.	Petsch.
Gilbert.	Pool.
Giles.	Pope of Jones.
Graves of Erath.	Purl.
Hardy.	Quinn.
Harding.	Ray.
Harper.	Reader.
Hefley.	Reid.
Hogg.	Rogers.
Holder.	Rountree.
Hubbard.	Sanders.
Jenkins.	Savage.
Johnson	Shelton.
of Dimmit.	Shipman.
Johnson of Smith.	Simmons.
Johnson of Scurry.	Sinks.
Justiss.	Speck.
Kayton.	Strong.
Keeton.	Tarwater.
Keller.	Thompson.
Kemble.	Thurmond.
Kenyon.	Tillotson.
Kinnear.	Turner.
Land.	Van Zandt.
Lee.	Veatch.
Lemens.	Waddell.
Long of Houston.	Warwick.
Long of Wichita.	Westbrook.
Loy.	White.
Mankin.	Woodall.
Martin.	Woodruff.
Mauritz.	Young.
McGill.	

Nays—27.

Albritton.	McDonald.
Avis.	Mosely.
Bounds.	Pope of Nueces.
Brice.	Renfro.
Brooks.	Richardson.
Carpenter.	Sherrill.
Cox of Lamar.	Snelgrove.
Finlay.	Stephens.
Forbes.	Stevenson.
Heaton.	Storey.
Kennedy.	Walters.
Kincaid.	Webb.
King.	Wiggs.
McCombs.	

Absent.

Barnett.	Fuchs.
Conway.	Gates.

Gerron.	Maynard.
Graves	Mehl.
of Williamson.	Murphy.
Harman.	O'Neill.
Harrison.	Shaver.
Hines.	Wallace.
Hopkins.	Williams
Hornaday.	of Travis.

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

House joint resolution No. 7 was then passed by the following vote:

Yeas—104.

Mr. Speaker.	Lemens.
Ackerman.	Long of Houston.
Adkins.	Long of Wichita.
Anderson.	Loy.
Baldwin.	Mankin.
Bateman.	Martin.
Beck.	Mauritz.
Bond.	McCombs.
Bradley.	McGill.
Brooks.	McKean.
Chastain.	Mehl.
Coltrin.	Metcalfe.
Cox of Navarro.	Minor.
Cox of Limestone.	Montgomery.
Davis.	Moore.
DeWolfe.	Morse.
Dunlap.	Mosely.
Duvall.	Mullally.
Enderby.	Negley.
Ewing.	Olsen.
Eickenroht.	Palmer.
Gates.	Patterson.
Giles.	Petsch.
Graves of Erath.	Pool.
Hardy.	Pope of Jones.
Harding.	Purl.
Harman.	Quinn.
Harper.	Ray.
Harrison.	Reader.
Hefley.	Reid.
Hogg.	Richardson.
Holder.	Rogers.
Hubbard.	Rountree.
Jenkins.	Sanders.
Johnson	Savage.
of Dimmit.	Shaver.
Johnson of Smith.	Shelton.
Johnson of Scurry.	Shipman.
Justiss.	Simmons.
Keeton.	Sinks.
Keller.	Speck.
Kemble.	Storey.
Kenyon.	Strong.
Kinnear.	Tarwater.
Land.	Thompson.
Lee.	Thurmond.

Tillotson.	Webb.
Turner.	Westbrook.
Van Zandt.	White.
Veatch.	Woodruff.
Waddell.	Williams
Walters.	of Travis.
Warwick.	Young.

Nays—22.

Albritton.	King.
Avis.	McDonald.
Baker.	Pavlica.
Bounds.	Pope of Nueces.
Brice.	Renfro.
Carpenter.	Sherrill.
Cox of Lamar.	Snelgrove.
Finlay.	Stephens.
Forbes.	Stevenson.
Heaton.	Wiggs.
Kennedy.	Woodall.
Kincaid.	

Absent.

Barnett.	Hopkins.
Conway.	Hornaday.
Fuchs.	Kayton.
Gerron.	Maynard.
Gilbert.	Murphy.
Graves	Nicholson.
of Williamson.	O'Neill.
Hines.	

Absent—Excused.

Acker.	Wallace.
Finn.	Williams
Jones.	of Sabine.
Prendergast.	Williams
Smith.	of Hardin.

HOUSE BILL NO. 10 ON PASSAGE
TO ENGROSSMENT.

The Speaker laid before the House, on its passage to engrossment,

H. B. No. 10, A bill to be entitled "An Act authorizing the creation of junior college districts; embracing the territory; fixing the assessed valuation; providing for the calling of an election; the management and control of the junior college; number of trustees, how they should be elected, term of office; providing for the trustees to make affidavits before entering upon their duties."

The bill having been read second time on yesterday, with (committee) amendment and amendment by Mr. Tillotson to the (committee) amendment pending.

Mr. Warwick moved that the bill be recommitted to the Committee on Education.

Mr. Quinn moved to table the motion to recommit.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—71.

Ackerman.	Kincaid.
Adkins.	Kinnear.
Albritton.	Lee.
Avis.	Lemens.
Barnett.	Long of Wichita.
Bateman.	Loy.
Beck.	Maynard.
Bond.	McGill.
Bounds.	McKean.
Brice.	Mehl.
Brooks.	Minor.
Carpenter.	Negley.
Chastain.	Olsen.
Coltrin.	O'Neill.
Cox of Navarro.	Purl.
Cox of Lamar.	Quinn.
Cox of Limestone.	Ray.
Davis.	Reader.
DeWolfe.	Reid.
Dunlap.	Richardson.
Duvall.	Sanders.
Ewing.	Shaver.
Eickenroht.	Sherrill.
Finlay.	Simmons.
Gilbert.	Snelgrove.
Giles.	Speck.
Graves of Erath.	Storey.
Harman.	Thompson.
Harrison.	Turner.
Hogg.	Veatch.
Holder.	Waddell.
Jenkins.	Walters.
Johnson	White.
of Dimmit.	Wiggs.
Johnson of Scurry.	Woodall.
Justiss.	Woodruff.
Kemble.	

Nays—38.

Baker.	Pavlica.
Baldwin.	Pool.
Enderby.	Pope of Jones.
Forbes.	Pope of Nueces.
Hardy.	Savage.
Harding.	Shelton.
Hefley.	Shipman.
Johnson of Smith.	Stevenson.
Keller.	Strong.
Kennedy.	Tarwater.
Kenyon.	Thurmond.
Land.	Tillotson.
Long of Houston.	Van Zandt.
Mankin.	Warwick.
Martin.	Webb.
McCombs.	Westbrook.
Moore.	Williams
Mullally.	of Travis.
Patterson.	Young.

Absent.

Anderson.	Gerron.
Bradley.	Graves
Conway.	of Williamson.
Fuchs.	Harper.
Gates.	Heaton.

Hines.	Morse.
Hopkins.	Mosely.
Hornaday.	Murphy.
Hubbard.	Nicholson.
Kayton.	Palmer.
Keeton.	Petsch.
King.	Renfro.
Mauritz.	Rogers.
McDonald.	Rountree.
Metcalfe.	Sinks.
Montgomery.	Stephens.

Absent—Excused.

Acker.	Wallace.
Finn.	Williams
Jones.	of Sabine.
Prendergast.	Williams
Smith.	of Hardin.

Mr. McCombs moved the previous question on the pending amendment and the bill, and the motion was not seconded.

Mr. Sanders moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m. today, and the call was duly ordered.

The Speaker then directed the Door-keeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and a quorum was announced present.

Mr. Cox of Navarro moved to table the pending amendment by Mr. Tillotson.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Nays—80.

Ackerman.	Forbes.
Adkins.	Giles.
Albritton.	Graves of Erath.
Baker.	Hardy.
Baldwin.	Harding.
Barnett.	Harper.
Beck.	Harrison.
Bounds.	Hines.
Brice.	Holder.
Brooks.	Johnson
Coltrin.	of Dimmit.
Cox of Navarro.	Johnson of Smith.
Cox of Lamar.	Johnson of Scurry.
Cox of Limestone.	Justiss.
Davis.	Keller.
DeWolfe.	Kemble.
Dunlap.	Kennedy.
Duvall.	Kinnear.
Ewing.	Land.
Eickenroht.	Lee.

Lemens.	Rountree.
Long of Houston.	Savage.
Long of Wichita.	Shaver.
Loy.	Shelton.
Maynard.	Shipman.
Metcalfe.	Simmons.
Minor.	Snelgrove.
Moore.	Speck.
Morse.	Storey.
Mosely.	Van Zandt.
Mullally.	Waddell.
O'Neill.	Wallace.
Palmer.	Warwick.
Patterson.	Webb.
Pool.	Westbrook.
Purl.	White.
Quinn.	Wiggs.
Ray.	Woodall.
Reid.	Woodruff.
Renfro.	Young.
Richardson.	

Nays—34.

Avis.	Olsen.
Bateman.	Pavlica.
Bond.	Pope of Jones.
Chastain.	Pope of Nueces.
Enderby.	Rogers.
Finlay.	Sherrill.
Gates.	Sinks.
Heaton.	Stephens.
Hefley.	Stevenson.
Hogg.	Strong.
Jenkins.	Thompson.
Kincaid.	Thurmond.
King.	Tillotson.
Mankin.	Turner.
McCombs.	Veatch.
McGill.	Walters.
McKean.	Williams
Negley.	of Travis.

Present—Not Voting.

Anderson.	Martin.
Mehl.	

Absent.

Bradley.	Kayton.
Carpenter.	Keeton.
Conway.	Kenyon.
Fuchs.	Mauritz.
Gerron.	McDonald.
Gilbert.	Montgomery.
Graves	Murphy.
of Williamson.	Nicholson.
Harman.	Petsch.
Hopkins.	Reader.
Hornaday.	Sanders.
Hubbard.	Tarwater.

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

Mr. Wallace offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1, page 10, by striking out all of Section 18 and insert in lieu thereof a new section, as follows:

"Section 18. Whenever it is proposed to establish a union junior college district, or a county junior college district, as above provided, a petition praying for an election therefor, signed by not fewer than ten per cent of the qualified taxpaying voters of the proposed territory, shall be presented to the county board of education. In case of the joint county junior college district, the petition shall be signed by not fewer than ten per cent of the qualified taxpaying voters of each of the proposed counties and shall be presented to the boards of education of the counties included in the proposed district. In case there is no county board of education, the petition shall be presented to the commissioners court or the commissioners courts of the county or counties involved. It shall thereupon become the duty of the board or boards, or the commissioners court or courts, so petitioned to pass upon the legality of the petition and the genuineness of the same. It shall then be the duty of the board or boards of education, the commissioners court or courts, as the case may be, to forward the petition to the State Board of Education."

The amendment was adopted.

Mr. McCombs moved the previous question on the pending amendment and the bill, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—67.

Ackerman.	Ewing.
Adkins.	Eickenroht.
Baker.	Finlay.
Baldwin.	Forbes.
Beck.	Gates.
Bond.	Gilbert.
Bradley.	Giles.
Brice.	Harding.
Brooks.	Harman.
Coltrin.	Harper.
Cox of Navarro.	Harrison.
Cox of Lamar.	Hines.
Cox of Limestone.	Hogg.
DeWolfe.	Hubbard.
Duvall.	Johnson of Smith.
Enderby.	Johnson of Scurry.

Justiss.	Mosely.
Keller.	Mullally.
Kemble.	O'Neill.
Kenyon.	Palmer.
Kinnear.	Patterson.
Lemens.	Reid.
Long of Houston.	Rountree.
Long of Wichita.	Sanders.
Loy.	Shaver.
Martin.	Sherrill.
Maynard.	Waddell.
McCombs.	Westbrook.
Metcalfe.	White.
Montgomery.	Wiggs.
Moore.	Woodruff.
Morse.	

Nays—97.

Albritton.	Ray.
Anderson.	Reader.
Avis.	Renfro.
Bounds.	Richardson.
Chastain.	Rogers.
Davis.	Savage.
Heaton.	Shelton.
Hefley.	Shipman.
Holder.	Simmons.
Johnson	Sinks.
of Dimmit.	Snelgrove.
Kayton.	Speck.
Kennedy.	Stephens.
Kincaid.	Stevenson.
King.	Storey.
Lee.	Strong.
Mankin.	Tarwater.
McDonald.	Thurmond.
McGill.	Tillotson.
McKean.	Turner.
Mehl.	Van Zandt.
Negley.	Veatch.
Nicholson.	Walters.
Olsen.	Warwick.
Pavlica.	Webb.
Pool.	Williams
Pope of Jones.	of Travis.
Pope of Nueces.	Woodall.
Purl.	Young.
Quinn.	

Absent.

Barnett.	Hopkins.
Bateman.	Hornaday.
Carpenter.	Jenkins.
Conway.	Keeton.
Dunlap.	Land.
Fuchs.	Mauritz.
Gerron.	Minor.
Graves	Murphy.
of Williamson.	Petsch.
Graves of Erath.	Thompson.
Hardy.	

Absent—Excused.

Acker.	Wallace.
Finn.	Williams
Jones.	of Sabine.
Prendergast.	Williams
Smith.	of Hardin.

Mr. Woodruff moved to reconsider the vote by which the previous question was ordered.

Mr. McCombs moved to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—56.

Adkins.	Kinnear.
Albritton.	Lee.
Avis.	Lemens.
Baker.	Long of Houston.
Baldwin.	Mankin.
Beck.	Martin.
Bradley.	Maynard.
Brooks.	McCombs.
Coltrin.	McDonald.
Cox of Lamar.	Metcalf.
Cox of Limestone.	Montgomery.
Davis.	Moore.
DeWolfe.	Morse.
Duvall.	Mullally.
Enderby.	Pool.
Finlay.	Pope of Nueces.
Gates.	Reid.
Giles.	Rountree.
Hardy.	Shaver.
Harper.	Shelton.
Hines.	Simmons.
Hogg.	Sinks.
Johnson	Stevenson.
of Dimmit.	Thompson.
Justiss.	Veatch.
Kayton.	Westbrook.
Keller.	White.
Kemble.	Wiggs.
Kenyon.	

Nays—58.

Mr. Speaker.	Negley.
Anderson.	Olsen.
Bond.	O'Neill.
Bounds.	Palmer.
Chastain.	Patterson.
Eickenroht.	Pavlica.
Forbes.	Pope of Jones.
Gilbert.	Purl.
Harrison.	Quinn.
Heaton.	Ray.
Hefley.	Reader.
Holder.	Renfro.
Johnson of Smith.	Rogers.
Johnson of Scurry.	Savage.
Kennedy.	Shipman.
Kincaid.	Snelgrove.
King.	Speck.
Land.	Stephens.
Long of Wichita.	Storey.
Loy.	Strong.
Mauritz.	Tarwater.
McGill.	Thurmond.
McKean.	Tillotson.
Mehl.	Turner.
Mosely.	Van Zandt.

Walters.

Warwick.

Webb.

Williams

of Travis.

Woodall.

Woodruff.

Young.

Absent.

Ackerman.	Harman.
Barnett.	Hopkins.
Bateman.	Hornaday.
Brice.	Hubbard.
Carpenter.	Jenkins.
Conway.	Keeton.
Cox of Navarro.	Minor.
Dunlap.	Murphy.
Ewing.	Nicholson.
Fuchs.	Petsch.
Gerron.	Richardson.
Graves	Sanders.
of Williamson.	Sherrill.
Graves of Erath.	Waddell.
Harding.	

Absent—Excused.

Acker.	Wallace.
Finn.	Williams
Jones.	of Sabine.
Prendergast.	Williams
Smith.	of Hardin.

Question then recurring on the motion to reconsider, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—73.

Ackerman.	McKean.
Adkins.	Mehl.
Anderson.	Metcalf.
Bateman.	Minor.
Bond.	Mosely.
Bounds.	Negley.
Chastain.	Olsen.
Cox of Navarro.	O'Neill.
Enderby.	Pavlica.
Eickenroht.	Pool.
Finlay.	Pope of Jones.
Gilbert.	Purl.
Harding.	Quinn.
Harrison.	Ray.
Heaton.	Reader.
Hefley.	Renfro.
Hogg.	Richardson.
Holder.	Rogers.
Hubbard.	Sanders.
Johnson	Savage.
of Dimmit.	Shelton.
Johnson of Smith.	Shipman.
Johnson of Scurry.	Simmons.
Kayton.	Sinks.
Kennedy.	Snelgrove.
Kincaid.	Speck.
Land.	Stephens.
Loy.	Storey.
Mauritz.	Strong.
McGill.	Tarwater.

Thompson.
Thurmond.
Tillotson.
Turner.
Van Zandt.
Veatch.
Walters.
Warwick.

Webb.
White.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—49.

Albritton.
Avis.
Baker.
Baldwin.
Beck.
Bradley.
Brice.
Brooks.
Coltrin.
Cox of Lamar.
Cox of Limestone.
DeWolfe.
Duvall.
Forbes.
Gates.
Giles.
Hardy.
Harman.
Harper.
Hines.
Justiss.
Keller.
Kemble.
Kenyon.

King.
Kinnear.
Lee.
Lemens.
Long of Houston.
Long of Wichita.
Mankin.
Martin.
Maynard.
McCombs.
McDonald.
Montgomery.
Moore.
Morse.
Mullally.
Palmer.
Patterson.
Pope of Nueces.
Reid.
Rountree.
Shaver.
Stevenson.
Westbrook.
Wiggs.

Absent.

Barnett.
Carpenter.
Conway.
Davis.
Dunlap.
Ewing.
Fuchs.
Gerron.
Graves
of Williamson.
Graves of Erath.
Hopkins.
Hornaday.
Jenkins.
Keeton.
Murphy.
Nicholson.
Petsch.
Sherrill.
Waddell.

Absent—Excused.

Acker.
Finn.
Jones.
Prendergast.
Smith.
Wallace.
Williams
of Sabine.
Williams
of Hardin.

Question then recurring on the motion for the previous question, it was lost.

Mr. Young offered the following amendment to the amendment:

Amend the amendment to House bill No. 10 by inserting the following at the end of the second paragraph of Section 16 on page 10:

"Also all limitations and restrictions of this act relating to taxable values and to pupils enrolled shall not apply

to independent school districts which have voted in excess of forty-one thousand five hundred (\$41,500) dollars worth of bonds prior to May 20th, 1927, to purchase buildings and equipment, and which buildings and equipment are worth in excess of two hundred and fifty thousand (\$250,000) dollars, and which said buildings have been used, operating under and doing business by virtue of being incorporated under the laws of the State of Texas, and which said charter was granted said college and university training school prior to the 11th day of September, 1898; and all such independent school districts so voting in excess of forty-one thousand five hundred (\$41,500) dollars worth of bonds prior to May 20th, 1927, to purchase buildings and equipment, worth in excess of two hundred and fifty thousand (\$250,000) dollars, which said buildings have been used, operated and occupied by a college and university training school, incorporated under the laws of the State of Texas prior to the 11th day of September, 1898, are hereby created junior college districts, and all such independent school districts acts in voting of any such bonds are hereby in all things validated."

The amendment was adopted.

Mr. Quinn offered the following amendment to the amendment:

Amend the committee amendment to House bill No. 10, Section 16, page 10, by striking out all of said Section 16 and substituting in lieu thereof the following: "Any public junior college now organized and conducted in the State of Texas, and recognized as a junior college by the State Department of Education, is hereby validated, but shall be governed by the provisions of this act, excepting as to valuations and number of scholastics."

Mr. Montgomery moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—83.

Albritton.
Ackerman.
Avis.
Adkins.
Barnett.
Baker.
Baldwin.
Bradley.
Brice.
Brooks.
Bounds.
Carpenter.

Davis.
Enderby.
Eickenroht.
Forbes.
Giles.
Graves
of Williamson.
Graves of Erath.
Gerron.
Harper.
Hines.
Harding.

Harrison.	Palmer.
Heaton.	Patterson.
Hubbard.	Pope of Nueces.
Justiss.	Pavlica.
Johnson	Pool.
of Dimmit.	Renfro.
Johnson of Smith.	Reid.
Johnson of Scurry.	Rountree.
Kayton.	Shaver.
Keller.	Richardson.
Kemble.	Sanders.
Kenyon.	Savage.
Kinnear.	Shipman.
Kennedy.	Sherrill.
Kincaid.	Simmons.
Lee.	Snelgrove.
Long of Houston.	Storey.
Long of Wichita.	Tillotson.
Loy.	Van Zandt.
Martin.	Veatch.
Maynard.	Waddell.
Mauritz.	Wallace.
McDonald.	Walters.
Montgomery.	Warwick.
Moore.	Westbrook.
Morse.	Wiggs.
Mullally.	White.
Mehl.	Williams
Minor.	of Travis.
Mosely.	Woodall.
Olsen.	Woodruff.

Nays—30.

Bateman.	Negley.
Bond.	O'Neill.
Chaastain.	Pope of Jones.
Coltrin.	Quinn.
Cox of Limestone.	Ray.
Finlay.	Reader.
Hardy.	Rogers.
Harman.	Shelton.
Hefley.	Stevenson.
Hogg.	Strong.
Holder.	Tarwater.
Jenkins.	Thompson.
Mankin.	Turner.
McGill.	Thurmond.
McKean.	

Present—Not Voting.

Stephens.	Webb.
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Absent.

Anderson.	Hopkins.
Beck.	Hornaday.
Conway.	Keeton.
Cox of Navarro.	King.
Cox of Lamar.	Land.
DeWolfe.	Lemens.
Dunlap.	McCombs.
Duvall.	Metcalf.
Ewing.	Murphy.
Fuchs.	Nicholson.
Gates.	Petsch.
Gilbert.	Purl.

Sinks.	Young.
Speck.	Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

Mr. Snelgrove offered the following amendment to the amendment:

Amend committee amendment No. 1 to House bill No. 10 on page 8, line 12, after the word "valuation," by striking out the period and inserting the following, "based on the valuation fixed by the equalization board of the commissioners court for State and county taxes in such counties."

The amendment was adopted.

Mr. McGill offered the following amendments to the amendment:

Amend amendment to House bill No. 10, page 9, line 36, by inserting between the words "fund" and "under" the following, "or raised by local taxation for school purposes," and by inserting after the word "laws" in said line "except as in this act specifically provided."

Amend amendment to House bill No. 10, page 9, line 40, by adding to Section 14 the following:

"Any school trustee, superintendent or other person having the custody of or being charged with the duty of expending any funds received for school purposes, either from the State available school funds or from local taxation, who shall violate this section of this act shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than \$100 or more than \$1000 or by imprisonment in the county jail for not less than thirty days or more than six months, or by both such fine and imprisonment."

The amendments were severally adopted.

Mr. Quinn offered the following amendment to the (committee) amendment:

Amend House bill No. 10, committee amendment No. 1, on page 8, Section 7, of said committee amendment, in line 12, by adding after the word "valuation," "provided the total tax for all school purposes, including the said college tax, shall not exceed one dollar on the hundred dollars valuation."

Yeas and nays were demanded, and the amendment was lost by the following vote:

Yeas—23.

Avis.	Lee.
Davis.	McKean.
Finlay.	Mosely.
Gates.	Negley.
Gerron.	Purl.
Giles.	Quinn.
Heaton.	Savage.
Hefley.	Sherrill.
Jenkins.	Sinks.
King.	Stephens.
Land.	Turner.

Nays—78.

Ackerman.	Maynard.
Adkins.	McCombs.
Albritton.	McGill.
Baker.	Metcalfe.
Baldwin.	Minor.
Barnett.	Moore.
Bateman.	Mullally.
Bond.	Olsen.
Bounds.	Palmer.
Bradley.	Patterson.
Brice.	Pavlica.
Brooks.	Pool.
Carpenter.	Pope of Jones.
Coltrin.	Pope of Nueces.
Cox of Navarro.	Ray.
Cox of Lamar.	Reader.
Cox of Limestone.	Reid.
DeWolfe.	Renfro.
Duvall.	Richardson.
Enderby.	Rountree.
Forbes.	Sanders.
Graves	Shaver.
of Williamson.	Shelton.
Graves of Erath.	Shipman.
Harding.	Simmons.
Harper.	Snelgrove.
Hogg.	Speck.
Holder.	Stevenson.
Johnson of Smith.	Storey.
Johnson of Scurry.	Thompson.
Justiss.	Thurmond.
Keller.	Van Zandt.
Kemble.	Veatch.
Kennedy.	Waddell.
Kinnear.	Wallace.
Lemens.	Walters.
Long of Houston.	Warwick.
Long of Wichita.	Westbrook.
Martin.	White.

Present—Not Voting.

Chastain.	Tarwater.
Harrison.	Webb.
Mehl.	Wiggs.

Absent.

Anderson.	Eickenroht.
Beck.	Ewing.
Conway.	Fuchs.
Dunlap.	Gilbert.

Hardy.	McDonald.
Harman.	Montgomery.
Hines.	Morse.
Hopkins.	Murphy.
Hornaday.	Nicholson.
Hubbard.	O'Neill.
Johnson	Petsch.
of Dimmit.	Rogers.
Kayton.	Strong.
Keeton.	Tillotson.
Kenyon.	Williams
Kincaid.	of Travis.
Loy.	Woodall.
Mankin.	Woodruff.
Mauritz.	Young.

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

Mr. Purl offered the following amendment to the bill:

Amend the committee amendment No. 1 to House bill No. 10 by striking out the words "unless specially appropriated therefor by the Legislature" in lines 39 and 40, page 9.

The amendment was adopted.

Mr. Justiss moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the committee amendment, yeas and nays were demanded.

The committee amendment as amended was then adopted by the following vote:

Yeas—105.

Mr. Speaker.	Ewing.
Ackerman.	Eickenroht.
Albritton.	Finlay.
Anderson.	Forbes.
Baker.	Gates.
Baldwin.	Gerron.
Barnett.	Giles.
Bateman.	Graves
Beck.	of Williamson.
Bounds.	Graves of Erath.
Bradley.	Hardy.
Brice.	Harding.
Brooks.	Harper.
Carpenter.	Harrison.
Chastain.	Heaton.
Coltrin.	Holder.
Cox of Navarro.	Hornaday.
Cox of Lamar.	Johnson of Smith.
Cox of Limestone.	Johnson of Scurry.
Davis.	Justiss.
DeWolfe.	Kayton.
Dunlap.	Keller.
Duvall.	Kemble.
Enderby.	Kennedy.

Kenyon.	Reid.
Kinnear.	Renfro.
Land.	Richardson.
Lee.	Rogers.
Long of Wichita.	Rountree.
Loy.	Savage.
Mankin.	Shaver.
Martin.	Shelton.
Maynard.	Sherrill.
McCombs.	Shipman.
McGill.	Simmons.
Mehl.	Speck.
Metcalfe.	Stephens.
Minor.	Storey.
Montgomery.	Tarwater.
Moore.	Turner.
Morse.	Van Zandt.
Mosely.	Waddell.
Mullally.	Wallace.
Murphy.	Walters.
Olsen.	Warwick.
Palmer.	Webb.
Patterson.	Westbrook.
Pavlica.	White.
Pool.	Wiggs.
Pope of Jones.	Williams
Purl.	of Travis.
Quinn.	Woodall.
Reader.	Young.

Nays—16.

Avis.	Ray.
Bond.	Sanders.
Hefley.	Sinks.
Hogg.	Snelgrove.
Jenkins.	Stevenson.
Kincaid.	Thompson.
McKean.	Tillotson.
Negley.	Veatch.
O'Neill.	

Absent.

Adkins.	King.
Conway.	Lemens.
Fuchs.	Long of Houston.
Gilbert.	Mauritz.
Harman.	McDonald.
Hines.	Nicholson.
Hopkins.	Petsch.
Hubbard.	Pope of Nueces.
Johnson	Strong.
of Dimmit.	Thurmond.
Keeton.	Woodruff.

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

Mr. Kinnear offered the following (committee) amendment to the bill:

Amend House bill No. 10 by striking out all above the enacting clause and insert in lieu thereof the following:

"A bill to be entitled 'An Act authorizing the establishment of junior colleges in independent school districts and cities that have assumed control of their schools in the State of Texas, having taxable values of not less than ten million (\$10,000,000) dollars and a high school enrollment of not less than four hundred (400) pupils in the high school; providing for methods and manner of calling elections to determine the establishment of junior colleges; providing for the government and administration of such junior colleges, and the location of same; providing for issuance of bonds for construction of buildings, equipment, etc., for sinking funds to retire bonds, to levy taxes of not greater than twenty (20) cents on the hundred (\$100) dollars valuation; providing for assessing and collecting of taxes for necessary amount to meet expenses of running college; defining a junior college; providing for granting of powers and duties to such trustees for the control, management and operation of such college; forbidding use of money from State available school fund for junior college purposes; providing for compensation for expense of members of the board of trustees; for the establishment of union junior college districts consisting of a union of independent districts, of a county or counties having taxable values of not less than fifteen million (\$15,000,000) dollars and a high school enrollment of not less than five hundred (500) pupils in the high schools; providing for the methods and manner of calling elections to determine the establishment of such union junior college districts; providing for the administration and control of such colleges; providing for the levy, assessment and collection of taxes for such districts, and validating all public junior colleges now established; declaring an emergency and an imperative public necessity and requiring the suspension of the reading of the bill on three several days.'"

Mr. Quinn offered the following amendment to the (committee) amendment:

Amend House bill No. 10, committee amendment No. 2, by striking out the figures "\$10,000,000" and the figures "\$15,000,000" and substituting the figures "\$25,000,000."

The amendment was adopted.

The amendment as amended was then adopted.

House bill No. 10 was then passed to engrossment by the following vote:

Yeas—82.

Albritton.	Martin.
Anderson.	Maynard.
Baker.	McCombs.
Baldwin.	McGill.
Barnett.	Mehl.
Beck.	Metcalfe.
Bounds.	Minor.
Bradley.	Montgomery.
Brice.	Moore.
Brooks.	Morse.
Carpenter.	Mullally.
Coltrin.	Murphy.
Cox of Navarro.	O'Neill.
Cox of Lamar.	Palmer.
Cox of Limestone.	Patterson.
DeWolfe.	Pavlica.
Dunlap.	Pool.
Duvall.	Pope of Jones.
Enderby.	Purl.
Ewing.	Quinn.
Eickenroht.	Ray.
Forbes.	Reid.
Gerron.	Renfro.
Giles.	Richardson.
Graves	Rogers.
of Williamson.	Rountree.
Graves of Erath.	Savage.
Hardy.	Shaver.
Harding.	Shelton.
Harper.	Shipman.
Harrison.	Simmons.
Holder.	Speck.
Hornaday.	Storey.
Johnson of Smith.	Thompson.
Justiss.	Waddell.
Keller.	Wallace.
Kemble.	Warwick.
Kennedy.	Webb.
Kenyon.	Westbrook.
Kincaid.	White.
Kinnear.	Williams
Long of Wichita.	of Travis.
Loy.	

Nays—35.

Ackerman.	Negley.
Avis.	Olsen.
Bond.	Pope of Nueces.
Chastain.	Sanders.
Davis.	Sherrill.
Finlay.	Sinks.
Gates.	Snelgrove.
Heaton.	Stephens.
Hefley.	Stevenson.
Hogg.	Strong.
Jenkins.	Tarwater.
Johnson of Scurry.	Tillotson.
King.	Turner.
Land.	Van Zandt.
Lee.	Veatch.
Mankin.	Walters.
McKean.	Woodall.
Mosely.	

Present—Not Voting.

Wiggs.

Absent.

Adkins.	Keeton.
Bateman.	Lemens.
Conway.	Long of Houston.
Fuchs.	Mauritz.
Gilbert.	McDonald.
Harman.	Nicholson.
Hines.	Petsch.
Hopkins.	Reader.
Hubbard.	Thurmond.
Johnson	Woodruff.
of Dimmit.	Young.
Kayton.	

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

MOTION TO TAKE UP HOUSE BILL
NO. 10.

Mr. Shaver moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 10 be placed on its third reading and final passage.

The motion was lost by the following vote, not receiving the necessary four-fifths vote:

Yeas—81.

Mr. Speaker.	Hornaday.
Albritton.	Hubbard.
Baker.	Johnson of Smith.
Baldwin.	Johnson of Scurry.
Barnett.	Justiss.
Beck.	Kenyon.
Bounds.	Kincaid.
Brice.	Kinnear.
Brooks.	Lemens.
Carpenter.	Long of Houston.
Coltrin.	Long of Wichita.
Cox of Navarro.	Loy.
Cox of Lamar.	Martin.
Cox of Limestone.	Maynard.
Davis.	McGill.
DeWolfe.	Mehl.
Dunlap.	Metcalfe.
Duvall.	Minor.
Enderby.	Moore.
Ewing.	Morse.
Eickenroht.	Mosely.
Forbes.	Mullally.
Giles.	Palmer.
Graves	Patterson.
of Williamson.	Pavlica.
Graves of Erath.	Pool.
Hardy.	Purl.
Harding.	Ray.
Harman.	Reader.
Harper.	Reid.
Harrison.	Renfro.
Holder.	Richardson.

Rogers.	Van Zandt.
Rountree.	Waddell.
Savage.	Wallace.
Shaver.	Walters.
Shelton.	Warwick.
Shipman.	Webb.
Snelgrove.	Westbrook.
Speck.	White.
Storey.	Young.

Nays—37.

Ackerman.	McKean.
Avis.	Negley.
Bond.	Nicholson.
Bradley.	O'Neill.
Chastain.	Pope of Jones.
Finlay.	Quinn.
Gates.	Sanders.
Gerron.	Sherrill.
Heaton.	Simmons.
Hefley.	Sinks.
Hogg.	Stephens.
Jenkins.	Stevenson.
Kayton.	Strong.
Keller.	Tarwater.
Kennedy.	Thompson.
Land.	Turner.
Lee.	Veatch.
Mankin.	Wiggs.
McCombs.	Woodall.

Present—Not Voting.

Anderson.

Absent.

Adkins.	Mauritz.
Bateman.	McDonald.
Conway.	Montgomery.
Fuchs.	Murphy.
Gilbert.	Olsen.
Hines.	Petsch.
Hopkins.	Pope of Nueces.
Johnson	Thurmond.
of Dimmit.	Tillotson.
Keeton.	Williams
Kemble.	of Travis.
King.	Woodruff.

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

Reason for Vote.

Because I do not believe the principle of junior college education is sufficiently established and because I believe there are sufficient private educational institutions of this character without the State of Texas engaging in competition with them, and because I fear the consequences ultimately to the taxpayer-

ers and the State Treasury, I vote against House bill No. 10.

WOODALL.

RELATING TO HOUSE BILL NO. 10.

On motion of Mr. McCombs, House bill No. 10 was ordered printed in the Journal after engrossment before the final passage of the bill.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 426, A bill to be entitled "An Act to change the name of the Criminal District Court of Travis county, to fix and define the jurisdiction of the Fifty-third District Court and the said Criminal District Court with its name changed, to fix the terms in each of said courts, to provide for grand and petit juries in both of said district courts, for a clerk and for a district attorney for said district courts, for continuance in office of the respective judges of said district courts, for appointment of court reporters by the judges of each of said courts, for transferring of both civil and criminal cases; to continue in effect writs, process, bonds, recognizances and orders; enacting proper provisions to continue any term of court that may be in session when this act takes effect, and to preserve grand and petit juries that may be drawn or selected when this act takes effect; and declaring an emergency."

S. B. No. 189, A bill to be entitled "An Act providing for the establishing, organization, management, direction and maintenance of a State Museum as a part of the public school system, to be known as the Texas State Museum; constituting a locating board and a board of control for said museum; authorizing the creation of a museum staff and the acceptance of donations of money or collections of museum materials; the acquisition of archaeological, historical and scientific sites within the State; constituting State parks as a department of the museum; and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 354, "An Act making certain emergency appropriations out of the general revenue of the State for the several institutions and departments of the State government, as named herein, for the balance of the fiscal year ending August 31, 1929, and declaring an emergency."

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. C. R. No. 20, Granting permission to the University Land Acquisition Board to deliver their books, records and desks to the University of Texas.

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

COMMITTEE IN REGARD TO THE BOUNDARY CONTROVERSY.

The Speaker announced the appointment of the following committee with reference to the Oklahoma boundary dispute:

Messrs. Storey, Young, White, Warwick and Land.

HOUSE BILL NO. 8 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 8, A bill to be entitled "An Act to define, regulate and license real estate brokers, real estate agents and real estate salesmen within the State of Texas; to create a State Board of Examiners to operate in conjunction with the office of the Commissioner of the General Land Office; and providing for the appointment of such examiners, and fixing their qualifications, compensation and tenure of office."

The bill was read third time.

Mr. Woodall moved the previous question on the final passage of the bill, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—95.

Mr. Speaker.	Martin.
Ackerman.	Maynard.
Albritton.	McKean.
Anderson.	Mehl.
Baker.	Metcalfe.
Baldwin.	Minor.
Beck.	Montgomery.
Bounds.	Morse.
Bradley.	Mosely.
Brice.	Mullally.
Brooks.	Nicholson.
Carpenter.	Olsen.
Chastain.	Palmer.
Coltrin.	Patterson.
Cox of Navarro.	Pavlica.
Cox of Lamar.	Purl.
Cox of Limestone.	Quinn.
Davis.	Ray.
Dunlap.	Reader.
Duvall.	Reid.
Enderby.	Richardson.
Ewing.	Rogers.
Eickenroht.	Rountree.
Forbes.	Savage.
Gates.	Shaver.
Gerron.	Shelton.
Graves	Shipman.
of Williamson.	Sinks.
Hardy.	Snelgrove.
Harding.	Speck.
Harper.	Stephens.
Harrison.	Stevenson.
Heaton.	Storey.
Hefley.	Strong.
Holder.	Tarwater.
Hornaday.	Thompson.
Hubbard.	Turner.
Johnson of Smith.	Van Zandt.
Johnson of Scurry.	Walters.
Kayton.	Warwick.
Keller.	Webb.
Kemble.	Westbrook.
Kenyon.	White.
Kinnear.	Wiggs.
Lee.	Williams
Lemens.	of Travis.
Long of Houston.	Woodall.
Long of Wichita.	Woodruff.

Nays—16.

Avis.	McGill.
Barnett.	Pope of Jones.
Bond.	Renfro.
DeWolfe.	Sanders.
Finlay.	Simmons.
Kennedy.	Veatch.
Kincaid.	Waddell.
Mankin.	Wallace.

Absent.

Adkins.	Conway.
Bateman.	Fuchs.

Gilbert.	Mauritz.
Giles.	McCombs.
Graves of Erath.	McDonald.
Harman.	Moore.
Hines.	Murphy.
Hogg.	Negley.
Hopkins.	O'Neill.
Jenkins.	Petsch.
Johnson	Pool.
of Dimmit.	Pope of Nueces.
Justiss.	Sherrill.
Keeton.	Thurmond.
King.	Tillotson.
Land.	Young.
Loy.	

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

House bill No. 8 was then finally passed by the following vote:

Yeas—61.

Baldwin.	Maynard.
Beck.	McCombs.
Bounds.	Mehl.
Bradley.	Metcalfe.
Carpenter.	Montgomery.
Coltrin.	Morse.
Cox of Navarro.	Mullally.
Cox of Lamar.	Nicholson.
Davis.	Olsen.
DeWolfe.	Palmer.
Dunlap.	Patterson.
Duvall.	Pope of Nueces.
Ewing.	Purl.
Forbes.	Quinn.
Giles.	Reader.
Graves of Erath.	Richardson.
Harding.	Rountree.
Harman.	Savage.
Hornaday.	Shaver.
Hubbard.	Shelton.
Johnson of Scurry.	Simmons.
Justiss.	Speck.
Kayton.	Storey.
Keller.	Thompson.
Kemble.	Van Zandt.
Kincaid.	Veatch.
Land.	Warwick.
Lemens.	Webb.
Long of Houston.	Westbrook.
Long of Wichita.	Williams
Martin.	of Travis.
Mauritz.	

Nays—58.

Ackerman.	Bond.
Adkins.	Brice.
Albritton.	Brooks.
Avis.	Chastain.
Baker.	Cox of Limestone.
Barnett.	Enderby.

Eickenroht.	Pavlica.
Finlay.	Pope of Jones.
Gates.	Ray.
Gerron.	Reid.
Graves	Renfro.
of Williamson.	Rogers.
Hardy.	Sherrill.
Harper.	Shipman.
Heaton.	Sinks.
Jenkins.	Snelgrove.
Johnson of Smith.	Stephens.
Kennedy.	Stevenson.
Kenyon.	Strong.
Lee.	Tarwater.
Mankin.	Tillotson.
McGill.	Turner.
McKean.	Waddell.
Minor.	Wallace.
Moore.	Walters.
Mosely.	White.
Murphy.	Wiggs.
Negley.	Woodruff.
O'Neill.	Young.

Present—Not Voting.

Harrison.	Hogg.
Holder.	Sanders.

Absent.

Anderson.	Keeton.
Bateman.	King.
Conway.	Kinnear.
Fuchs.	Loy.
Gilbert.	McDonald.
Hefley.	Petsch.
Hines.	Pool.
Hopkins.	Thurmond.
Johnson	Woodall.
of Dimmit.	

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

Mr. DeWolfe moved to reconsider the vote by which the bill was passed.

Mr. Kemble moved to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—51.

Baldwin.	Duvall.
Beck.	Forbes.
Bounds.	Gates.
Bradley.	Giles.
Brooks.	Hardy.
Carpenter.	Harding.
Coltrin.	Harman.
Dunlap.	Hefley.

Hogg.
Hornaday.
Justiss.
Keller.
Kemble.
Land.
Lemens.
Long of Wichita.
Martin.
Mauritz.
Maynard.
McCombs.
Mehl.
Metcalf.
Montgomery.
Morse.
Mullally.
Nicholson.

Olsen.
Patterson.
Purl.
Quinn.
Reader.
Rountree.
Savage.
Shaver.
Shelton.
Speck.
Thompson.
Tillotson.
Van Zandt.
Veatch.
Warwick.
Webb.
Westbrook.

Nays—67.

Ackerman.
Adkins.
Albritton.
Avis.
Baker.
Barnett.
Bateman.
Bond.
Brice.
Chastain.
Cox of Lamar.
Cox of Limestone.
Davis.
DeWolfe.
Enderby.
Ewing.
Eickenroht.
Finlay.
Gerron.
Graves
of Williamson.
Harper.
Heaton.
Holder.
Hubbard.
Jenkins.
Johnson of Smith.
Johnson of Scurry.
Kennedy.
Kenyon.
Kincaid.
King.
Lee.
Loy.
Mankin.

McGill.
McKean.
Moore.
Mosely.
Murphy.
Negley.
O'Neill.
Palmer.
Pavlica.
Pope of Jones.
Pope of Nueces.
Ray.
Reid.
Renfro.
Richardson.
Rogers.
Sherrill.
Shipman.
Simmons.
Sinks.
Snelgrove.
Stephens.
Stevenson.
Tarwater.
Turner.
Waddell.
Wallace.
Walters.
White.
Wiggs.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Present—Not Voting.

Harrison.
Storey.

Sanders.

Absent.

Anderson.
Conway.
Cox of Navarro.
Fuchs.
Gilbert.

Graves of Erath.
Hines.
Hopkins.
Johnson
of Dimmit.

Kayton.
Keeton.
Kinnear.
Long of Houston.
McDonald.

Minor.
Petsch.
Pool.
Strong.
Thurmond.

Absent—Excused.

Acker.
Finn.
Jones.
Prendergast.
Smith.

Williams
of Sabine.
Williams
of Hardin.

Question recurring on the motion to reconsider, yeas and nays were demanded.

The motion to reconsider prevailed by the following vote:

Yeas—72.

Ackerman.
Adkins.
Albritton.
Anderson.
Avis.
Baker.
Barnett.
Bateman.
Bond.
Brice.
Brooks.
Chastain.
Cox of Limestone.
Davis.
DeWolfe.
Ewing.
Eickenroht.
Finlay.
Gerron.
Graves
of Williamson.
Hardy.
Harper.
Heaton.
Holder.
Hubbard.
Jenkins.
Johnson of Smith.
Johnson of Scurry.
Justiss.
Kennedy.
Kenyon.
Kincaid.
King.
Lee.
Loy.
Mankin.

McGill.
McKean.
Moore.
Mosely.
Murphy.
Negley.
Olsen.
O'Neill.
Pavlica.
Pool.
Pope of Jones.
Ray.
Reid.
Renfro.
Richardson.
Rogers.
Shelton.
Sherrill.
Shipman.
Simmons.
Sinks.
Snelgrove.
Stephens.
Stevenson.
Storey.
Strong.
Tarwater.
Tillotson.
Turner.
Veatch.
Waddell.
Wallace.
Walters.
White.
Wiggs.
Woodruff.
Young.

Nays—46.

Baldwin.
Beck.
Bounds.
Bradley.
Carpenter.
Coltrin.

Dunlap.
Duvall.
Enderby.
Forbes.
Gates.
Giles.

Harding.	Mullally.
Harman.	Nicholson.
Harrison.	Palmer.
Hefley.	Patterson.
Hogg.	Purl.
Hornaday.	Quinn.
Keller.	Reader.
Kemble.	Rountree.
Lemens.	Savage.
Long of Wichita.	Shaver.
Martin.	Speck.
Mauritz.	Thompson.
Maynard.	Van Zandt.
McCombs.	Warwick.
Mehl.	Webb.
Metcalfe.	Williams
Montgomery.	of Travis.
Morse.	Woodall.

Present—Not Voting.

Sanders.

Absent.

Conway.	Keeton.
Cox of Navarro.	Kinnear.
Cox of Lamar.	Land.
Fuchs.	Long of Houston.
Gilbert.	McDonald.
Graves of Erath.	Minor.
Hines.	Petsch.
Hopkins.	Pope of Nueces.
Johnson	Thurmond.
of Dimmit.	Westbrook.
Kayton.	

Absent—Excused.

Acker.	Williams
Finn.	of Sabine.
Jones.	Williams
Prendergast.	of Hardin.
Smith.	

Mr. Morse moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 8.

The motion was lost.

Question—Shall House bill No. 8 be passed?

RELATING TO SENATE CONCURRENT RESOLUTION NO. 14.

Mr. Kennedy, by unanimous consent, moved to reconsider the vote by which the House refused to adopt Senate concurrent resolution No. 14, and asked to have the motion to reconsider spread on the Journal.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

Senate bill No. 268, to the Committee on Education.

Senate bill No. 232, to the Committee on Public Lands and Buildings.

Senate bill No. 257, to the Committee on Public Lands and Buildings.

Senate bill No. 240, to the Committee on Conservation and Reclamation.

Senate bill No. 241, to the Committee on Conservation and Reclamation.

Senate bill No. 426, to the Committee on Judicial Districts.

Senate bill No. 189, to the Committee on Education.

ADJOURNMENT.

On motion of Mr. Morse, the House, at 5:15 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Judiciary: House bills Nos. 539, 532, 421, 146 and 400; Senate bills Nos. 118, 120, 124, 121, 119, 30, 65, 117, 123 and 122.

Criminal Jurisprudence: Senate bills Nos. 215, 33, 35, 39, 38, 37 and 32; House bills Nos. 436 and 341.

Revenue and Taxation: House bills Nos. 327, 263 and 121.

Common Carriers: House bill No. 569; Senate bill No. 125.

The following committees have today filed adverse reports on bills, as follows:

Common Carriers: House bill No. 119.

Criminal Jurisprudence: House bills Nos. 366, 228, 326, 329, 328 and 210.

Judiciary: House bill No. 533.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 26, A bill to be entitled "An Act making it unlawful for the fraudulent taking of cotton and cotton seed under the value of fifty (\$50) dollars; making the first offense a misdemeanor and the second and subsequent

offenses a felony, and prescribing punishment therefor; and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 482, A bill to be entitled "An Act to amend Articles 879c and 879g, Chapter 215, of the General and Special Laws of the State of Texas, passed by the Fortieth Legislature, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 251, A bill to be entitled "An Act to amend Article 941a of the Penal Code of Texas of 1925, so as to cover Dimmit, Zavala, Medina, Uvalde, DeWitt, Brown, Hamilton, Coryell, Gonzales, Lamar, Bell, Collin, Grayson, Cooke, Denton, Jefferson, Orange, Mitchell, Fisher and Nolan counties, and permit the taking or catching of suckers, buffalo, carp, shad and gar at any time in any fresh water, rivers, creeks or lakes in the counties of Burnet, Williamson, Lampasas, Dimmit, Zavala, Medina, Uvalde, DeWitt, Brown, Hamilton, Coryell, Gonzales, Lamar, Bell, Collin, Grayson, Cooke, Denton, Jefferson, Orange, Mitchell, Fisher and Nolan, with a seine or net with not less than a four-inch mesh, and providing that catfish, crappie, perch, bass and other kinds of fish, if any, caught in such seine or net shall be immediately released in the waters where caught, and that the owner or one in possession of said seine or net shall, within five days from and after the using of same, make a report under oath to the Game, Fish and Oyster Commissioner, reporting the name of each and every person in the party and showing in said report that all fish not permitted to be caught or taken were released as aforesaid, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 231, A bill to be entitled "An Act amending Chapter 255 of the Acts of the Fortieth Legislature, at its Regular Session, by providing that the counties of Dawson, Borden and Howard shall be a part of the Eleventh Supreme Judicial District, and removing said counties from the Eighth Supreme Judicial District, and providing for the appeal of cases from Dawson, Borden and Howard counties to the Court of Civil Appeals for the Eighth Supreme Judicial District prior to September 1, 1929, and for the appeal of cases from Dawson, Borden and Howard counties to the Court of Civil Appeals for the Eleventh Supreme Judicial District subsequent to September 1, 1929,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 122, A bill to be entitled "An Act to amend Article 4142, Chapter 4, Title 69, of the Revised Statutes of Texas of 1925, so as to provide that the county judge may, in his discretion, require a guardian of an estate to give bond with one or more corporations authorized to execute surety bonds in this State as surety, in such amount as may be fixed by the judge, and providing for guardian bonds with two or more good and sufficient sureties to be approved by the county judge, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 276, A bill to be entitled

"An Act to provide for the payment of actual and necessary expenses of official and deputy official shorthand reporters while actually engaged in the discharge of their duties; providing for the manner of payment of such expenses by the several counties of the judicial districts, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 6, Proposing an amendment to the Constitution of the State of Texas, providing for a Supreme Court of nine members and for continuous session of that court,

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 479, A bill to be entitled "An Act to create Hidalgo and Cameron counties water control and improvement district No. 9, in Hidalgo and Cameron counties, Texas, validating and approving all orders made by the Board of Water Engineers of the State of Texas in respect to the original organization of said district as a water control and improvement district under Section 59, of Article 16, of the Constitution of the State of Texas; validating an order passed by the board of directors of said district on the 12th day of December, 1927, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 216, A bill to be entitled "An Act to validate all school districts created under Chapter 84 of the Acts of the First Called Session of the Fortieth

Legislature in 1927; and particularly all independent school districts created under and by virtue of Section 5 of said act, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 142, A bill to be entitled "An Act to appropriate from the general revenue out of any funds not otherwise appropriated the sum of \$175,000, or so much thereof as may be necessary, to be applied to valid claims for the year 1927-1928; and the sum of \$200,000, or so much thereof as may be necessary, to supplement the appropriation for the year 1928-1929, to carry out the provisions of Chapter 36, General and Special Laws of the First Called Session of the Fortieth Legislature, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 56, A bill to be entitled "An Act to provide for the taking of testimony of a witness or witnesses in this State, either on written interrogatories or by oral deposition, or any mandate, writ or commission issued out of any court of record in any other State, Territory, district or foreign jurisdiction, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 459, A bill to be entitled "An Act to create Hidalgo county water control and improvement district No. 6, in Hidalgo county, Texas; validating

and approving all orders made by the commissioners court of said county in respect to the organization of said district; validating and approving the election held in said district on March 21, 1927, for the confirmation of the formation of said district and the issuance of fifty thousand dollars in preliminary bonds and the levy of a tax in payment thereof; validating and approving the election held within said district on August 27, 1927, for the issuance of bonds in an amount not to exceed one million, six hundred thousand dollars, and levying a tax in payment thereof; evidencing proof of the publication of constitutional notice required in such cases, and declaring an emergency."

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 5, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 481, A bill to be entitled "An Act to levy and collect annually a five-dollar road tax against all able-bodied male citizens of Lee county who are subject to road work under the general laws of this State, who are between the ages of twenty-one and forty-five years, etc., and declaring an emergency."

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

TWENTY-FIRST DAY.

(Wednesday, February 6, 1929.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Bounds.
Ackerman.	Bradley.
Adkins.	Brice.
Albritton.	Brooks.
Anderson.	Carpenter.
Avis.	Chastain.
Baker.	Coltrin.
Baldwin.	Conway.
Barnett.	Cox of Navarro.
Bateman.	Cox of Lamar.
Beck.	Davis.
Bond.	DeWolfe.

Dunlap.	Morse.
Duvall.	Mosely.
Enderby.	Mullally.
Ewing.	Murphy.
Eickenroht.	Negley.
Finlay.	Nicholson.
Forbes.	Olsen.
Fuchs.	O'Neill.
Gates.	Palmer.
Gilbert.	Patterson.
Giles.	Pavlica.
Graves	Petsch.
of Williamson.	Pool.
Graves of Erath.	Pope of Jones.
Hardy.	Pope of Nueces.
Harding.	Purl.
Harman.	Quinn.
Harper.	Ray.
Harrison.	Reader.
Heaton.	Reid.
Hefley.	Renfro.
Hines.	Richardson.
Hogg.	Rogers.
Holder.	Rountree.
Hopkins.	Sanders.
Hornaday.	Savage.
Hubbard.	Shaver.
Jenkins.	Shelton.
Johnson	Sherrill.
of Dimmit.	Shipman.
Johnson of Smith.	Simmons.
Johnson of Scurry.	Sinks.
Jones.	Smith.
Justiss.	Snelgrove.
Kayton.	Speck.
Keeton.	Stephens.
Keller.	Stevenson.
Kennedy.	Storey.
Kenyon.	Strong.
Kincaid.	Tarwater.
King.	Thompson.
Kinnear.	Thurmond.
Land.	Tillotson.
Lee.	Turner.
Lemens.	Van Zandt.
Long of Houston.	Veatch.
Long of Wichita.	Waddell.
Mankin.	Wallace.
Martin.	Walters.
Mauritz.	Warwick.
Maynard.	Webb.
McCombs.	Westbrook.
McDonald.	White.
McGill.	Wiggs.
McKean.	Williams
Mehl.	of Travis.
Metcalfe.	Woodall.
Minor.	Woodruff.
Montgomery.	Young.
Moore.	
	Absent.
Gerron.	Loy.
Kemble.	
	Absent—Excused.
Acker.	Cox of Limestone.